

**MINUTES FOR THE COURT OF APPEAL  
STATE OF CALIFORNIA  
SECOND APPELLATE DISTRICT**

**May 16, 2005**

DIVISION ONE

B173410 People (Not for Publication)

V.

Troyan L. Bedford

The judgment is affirmed.

Spencer, P.J.

We concur: Vogel (Miriam A.), J.  
Suzukawa, J. (Assigned)

B170411 People (Not for Publication)

V.

Borja

The judgment is reversed.

Spencer, P.J.

I concur:      Mallano, J.

I concur in the judgment only: Vogel (Miriam A.), J.

B178421      Gray      (Not for Publication)

V.

LA Unified School District et al.

The order of dismissal is affirmed.

Spencer, P.J.

I concur:       Suzukawa, J.

I concur in the judgment only: Vogel (Miriam A.), J.

DIVISION THREE

B177888      Los Angeles County, D.C.S.      (Not for Publication)  
v.  
Donnell V.,

The judgment is affirmed.

Klein, P.J.

We concur:    Croskey, J.  
                  Kitching, J.

B176582      David G. Weule      (Not for Publication)  
v.  
Transnation Title Insurance Company

The judgment is affirmed. Respondent(s) to recover costs.

Croskey, J.

We concur:    Klein, P.J.  
                  Kitching, J.

B176915      People      (Not for Publication)  
v.  
Gregory Brownlow

The appeal is dismissed.

Klein, P.J.

We concur:    Kitching, J.  
                  Aldrich, J.

DIVISION FOUR

B174623 People v. Rodriguez (Not for Publication)

The judgment is affirmed.

Willhite, J.

We concur: Epstein, P.J.  
Curry, J.

B178452      Los Angeles County, D.C.S.      (Not for Publication)  
v.  
Andre S.

The orders are affirmed.

Willhite, J.

We concur: Epstein, P.J.  
Hastings, J.

B174807      Garamendi      (Not for Publication)  
v.  
Mission Insurance Company  
Henkel Corporation

The order denying Henkel's application for an order to show cause why claims should not be denied is hereby modified to reflect that the Lockheed litigation claim is not barred by the qualified pollution exclusion, although it is barred by application of the contractually assumed liability exclusion. As modified, the order is affirmed in full. Respondent to recover costs on appeal.

Curry, J.

We concur: Hastings, Acting P.J.  
White, J. (Assigned)

May 16, 2005 (Continued)

## DIVISION FOUR (Continued)

[illegible]

The order appealed from (dismissal without prejudice) is affirmed.

Willhite, J.

We concur: Hastings, Acting P.J.  
Curry, J.

B173865      Daar & Newman      (Certified for Publication)  
v.  
VRL International

The order granting the motion to quash is reversed. The matter is remanded to the trial court with directions to deny the motion and recognize limited jurisdiction over respondent for the purpose of this lawsuit. Costs are awarded to appellant.

Hastings, Acting P.J.

We concur: Curry, J.  
Willhite, J.

DIVISION FIVE

B176303 People (Not for Publication)  
v.  
Matthew Hughes

The judgment is affirmed.

Turner, P.J.

We concur:   Armstrong, J.  
                      Mosk, J.

May 16, 2005 (Continued)

## DIVISION FIVE (Continued)

B175258      People      (Not for Publication)  
v.  
Vincent Armstrong

The judgment is reversed, but only to the extent it imposed a three-year sentence for the gang enhancement (Pen. Code, § 186.22, subd. (b)(1)) and awarded Mora 817, not 818, days of pre-sentence custody credits. In all other respects, the judgment is affirmed. Upon remand, the clerk of the superior court is directed to correct the abstract of judgment to eliminate the three-year gang enhancement sentence and to award Mora 818 days of pre-sentence custody credits. The clerk is then directed to forward a copy of the corrected abstract to the Department of Corrections.

Mosk, J.

We concur:   Turner, P.J.  
                          Kriegler, J.

DIVISION SIX

B182009 Stephen M. and Aisha I. (Not for Publication)  
v.  
Ventura Co. Superior Court (Ventura Co. Human Services Agency, rpi)

The petitions are denied.

Yegan, J.

We concur: Gilbert, P.J.  
Perren, J.

## May 16, 2005 (Continued)

## DIVISION SIX (Continued)

B174959 People (Not for Publication)  
v.  
Edowski

The appeal is dismissed.

Yegan, J.

We concur: Gilbert, P.J.  
Perren, J.

B176157 People (Not for Publication)  
v.  
Williams

The order of commitment is affirmed.

Perren, J.

We concur:    Gilbert, P.J.  
                      Coffee, J.

B174673 People (Not for Publication)  
v.  
Rodriguez

The judgment is affirmed.

Perren, J.

We concur:    Gilbert, P.J.  
                         Yegan, J.

May 16, 2005 (Continued)

DIVISION SIX (Continued)

B171834     Pizatella  
              v.  
              Fleetwood Aluminum Products, Inc.

B175790     South Coast Industries, Inc.  
              v.  
              Caldwell Manufacturing

Filed order consolidating above captioned appeals.

DIVISION SEVEN

B179412     Los Angeles County, D.C.S.     (Not for Publication)  
              v.  
              Ernesto A.,

The judgment is affirmed.

Zelon, J.

We concur:   Johnson, Acting P.J.  
                  Woods, J.

DIVISION EIGHT

B171591     Wayne et al.,     (Not for Publication)  
              v.  
              DHL Express (USA), Inc.,

The judgment is reversed. Appellant Wayne is to recover his costs on appeal.

Flier, J.

We concur:   Rubin, Acting P.J.  
                  Boland, J.

DIVISION EIGHT (Continued)

B169965      County Of Los Angeles      (Not for Publication)  
v.  
William F. Kelsey

The appeal from the order of July 10, 2003, is dismissed. The parties are to bear their own costs on appeal.

Flier, J.

We concur:    Cooper, P.J.  
                  Boland, J.

B172644      People      (Not for Publication)  
v.  
Freeman

The judgment is affirmed.

Flier, J.

We concur:    Cooper, P.J.  
                  Rubin, J.

B173602      Sarian      (Not for Publication)  
v.  
Mangoe, LLC

The judgment is affirmed. Respondent is to recover its costs on appeal.

Flier, J.

We concur:    Cooper, P.J.  
                  Rubin, J.



May 16, 2005 (Continued)

## DIVISION EIGHT (Continued)

B175897 People (Not for Publication)  
v.  
Kingsboro

The judgment is affirmed.

Boland, J.

We concur: Rubin, Acting P.J.  
Flier, J.

B167805 People v. Mora (Not for Publication)

The judgment is reversed, but only to the extent it imposed a three-year sentence for the gang enhancement (Pen. Code, & 186.22 subd. (b)(1) )and awarded Mora 817, not 818, days of pre-sentence custody credits. In all other respects, the judgment is affirmed. Upon remand, the clerk of the superior court is directed to correct the abstract of judgment to eliminate the three-year gang enhancement sentence and to award Mora 818 days of pre-sentence custody credits. The clerk is then directed to forward a copy of the corrected abstract to the Department of Corrections.

Rubin, Acting P.J.

We concur: Boland, J.  
Flier, J.